

EXHIBIT 30

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1
2 IN THE UNITED STATES DISTRICT COURT
3 FOR THE NORTHERN DISTRICT OF OHIO
4 EASTERN DIVISION

5 IN RE: NATIONAL PRESCRIPTION MDL No. 2804
6 OPIATE LITIGATION Case No. 17-md-2804

7 This document relates to: Judge Dan
8 Aaron Polster

9 The County of Cuyahoga v. Purdue
10 Pharma, L.P., et al.
11 Case No. 17-OP-45005

12 City of Cleveland, Ohio vs. Purdue
13 Pharma, L.P., et al.
14 Case No. 18-OP-45132

15 The County of Summit, Ohio,
16 et al. v. Purdue Pharma, L.P.,
17 et al.
18 Case No. 18-OP-45090

19 VOLUME I
20 Videotaped Deposition of Kyle J. Wright
21 Washington, D.C.
22 February 28, 2019
23 9:33 a.m.

24 Reported by: Bonnie L. Russo
25 Job No. 3244302

1 A. The only other information that they
2 would have would be the public reports that we
3 publish 1 through 7.

4 Q. I'm sorry. I missed the -- what --
5 what are the public reports?

6 A. Public reports are very gran -- not
7 very granular. They're very, very broad.
8 Okay? Hydrocodone sales by state to hospitals,
9 to doctors, to pharmacies, by population.

10 They are not specific. And we
11 definitely worked very hard -- we -- we kept it
12 at three-digit ZIP code. Because if we went
13 down to a five-digit ZIP code, there may be one
14 pharmacy in that five digit ZIP code. Then
15 everybody would know it. Or there may be one
16 hospital or whatever.

17 So it was very broad, very general.
18 But it was also very good at seeing trends
19 comparing one state to another or a ZIP -- a
20 group of ZIP codes within another. And it also
21 had population. In other words, population
22 consumption. Okay?

23 So otherwise, the answer to your
24 real question that predicated this is no. Did
25 not share or give Distributor Y Distributor's L

1 data.

2 Q. Just to make sure the record is
3 clear, each distributor provided their own
4 ARCOS data to the DEA, correct?

5 A. Correct.

6 Q. And the DEA did not take
7 distributor -- one distributor's ARCOS data and
8 share it with another distributor, correct?

9 A. Not to my knowledge.

10 Q. And did the same apply for
11 pharmacies?

12 A. It applied to all registrants.

13 Q. And manufacturers as well?

14 A. All registrants.

15 Q. Now, the ARCOS system included
16 reporting tools, correct?

17 Were -- were there different reports
18 that could be run from the ARCOS data?

19 A. You can extrapolate data any way you
20 want.

21 Q. So you were -- and maybe not you
22 personally.

23 But the DEA was able to slice and
24 dice ARCOS data in a number of different ways
25 through various reports?

1 MR. BENNETT: Objection to form. I
2 also will remind the witness that the witness
3 is not authorized to disclose investigative
4 techniques, the effect of -- effectiveness of
5 which would be impaired by his answer.

6 THE WITNESS: Data is data.

7 Extrapolate. Extrapolate the data.

8 BY MS. MAINIGI:

9 Q. Okay. So the ARCos data could be
10 utilized in different ways through different
11 reports, correct?

12 A. At the a very beginning of this
13 deposition, you talked about this. And you
14 even said and commented that, at the end of it,
15 was data specific.

16 Q. Yes.

17 A. That is what we did.

18 Q. Okay. So for different purposes you
19 extracted ARCos data in different ways?

20 A. Yes.

21 Q. And I think what you told me at the
22 beginning of this deposition was that for
23 particular distributors, for example, you were
24 able to identified outliers and aberrations,
25 correct?

1 Q. What does the term "charge-back"
2 mean to you?

3 MR. BENNETT: Objection. This is
4 beyond the scope of what was requested of this
5 particular witness. I will let him answer
6 based on his personal knowledge.

7 I understand this wasn't one of the
8 topic that anybody wanted to discuss with this
9 witness. There's other witnesses that that's
10 been requested from.

11 THE WITNESS: My understanding is
12 very limited. I didn't deal with it. It was a
13 field issue.

14 But it was giving credit through a
15 distributor. The pharmacy would buy; the
16 distributor would confirm; and a re -- monetary
17 would go back to the pharmacy.

18 BY MR. O'CONNOR:

19 Q. Do you have an understanding of
20 whether any information regarding the
21 distributor sale to the pharmacy was provided
22 back to a manufacturer in connection with the
23 charge-back?

24 A. I would not know.

25 MR. O'CONNOR: Okay. Okay. We've

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1 been going about an hour.

2 Can we take maybe just a five- or
3 ten-minute break?

4 MR. BENNETT: Ten minutes.

5 THE VIDEOGRAPHER: We are going off
6 the record.

7 This is the end of Media Unit No. 4.

8 The time is 4:43.

9 (A short recess was taken.)

10 THE VIDEOGRAPHER: We are going back
11 on the record.

12 This is the start of Media Unit No.
13 5.

14 The time is 4:59.

15 You may proceed, Counsel.

16 BY MR. O'CONNOR:

17 Q. Thank you, Mr. Wright. We're almost
18 done, I promise, at least with my portion of
19 the -- the event.

20 Before we took a break, we talked a
21 little bit about charge-backs.

22 And I wanted to ask, in your
23 understanding, what role, if any, do
24 charge-backs play in Suspicious Order
25 Monitoring?

1 A. None.

2 Q. Okay.

3 A. None.

4 Q. All right. Just a couple other
5 questions.

6 Are you being compensated in any way
7 for your time here today?

8 A. Absolutely not.

9 Q. Okay. Is anyone covering your
10 out-of-pocket expenses, anything like that?

11 A. No.

12 Q. Okay. During your time at DEA,
13 Mr. Wright, was there ever a time when you were
14 subject to any sort of discipline?

15 A. No.

16 Q. And when you retired from DEA, was
17 that retirement of your own choosing?

18 A. Absolutely.

19 Q. Was there ever any request made by
20 anyone that -- that you leave the agency?

21 A. None.

22 MR. O'CONNOR: Okay. Okay. Thank
23 you very much. That's actually all I have.

24 Can we just go off the record for a
25 few minutes.

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1 THE VIDEOGRAPHER: We are going off
2 the record.

The time is 5:01.

4 (Discussion off the record.)

7 The time is 5:03.

8 You may proceed, Counsel.

EXAMINATION BY COUNSEL FOR DEFENDANT
WALMART INC

12 BY MR. STEPHENS:

13 O. Mr. Wright, good afternoon.

14 My name is Neal Stephens. I'm from
15 the Jones Day law firm. And I represent
16 Walmart in this matter.

17 A. Okay.

18 Q. Good after -- so I'm also going to
19 ask you a series of questions on behalf of
20 retail pharmacies today. Okay?

21 A. Okay.

Q. The other retail pharmacies in this case are CVS, Rite Aid and Walgreens.

24 A. Okay.

Q. So if I mention retail pharmacies,